

07-27-00

SECTOR
#

Practitioner's Docket No. DSC-001

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#3

In re application of: Eugene Amdur, et al.

Application No.: 09/552,345

Group No.: 2787

Filed: 04/19/2000

Examiner: Not Assigned

For: Computer System Security Device

Box Missing Part

Assistant Commissioner for Patents

Washington, D.C. 20231

COMPLETION OF FILING REQUIREMENTS
—NONPROVISIONAL APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed July 14, 2000.

A copy of the Notice to File Missing Parts of Application—Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

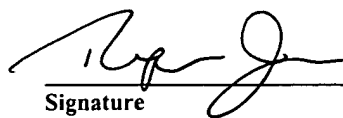
☒ deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Express Mail Label No. EL504224838US

Date: July 26, 2000

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.


Signature

Ralph E. Jocke
(type or print name of person certifying)

SMALL ENTITY STATUS

III. A statement that this filing is by a small entity is attached.

COMPLETION FEES

IV.

1. Filing Fee

Original patent application (37 C.F.R. 1.16(a))	(50% of \$2,918.00)
	\$1,459.00

2. Surcharge Fee

Late Payment of filing fee and/or late filing of original declaration or oath (37 C.F.R. 1.16(e))	\$65.00
--	---------

3. Assignment to Nevex Software Technologies Inc.	\$40.00
--	---------

Total Completion Fees	\$1,564.00
-----------------------	------------

EXTENSION OF TIME

V. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE DUE

VI. The total fee due is:

Completion of Fees	\$1,564.00
Extension Fee	None
Total Fee Due	\$1,564.00

PAYMENT OF FEES

V. Charge Account No. 10-0637 (Walker & Jocke) in the amount of \$1,564.00

A duplicate of this request is attached.

Please charge Account No. 10-0637 (Walker & Jocke) for any fees that may be due by this paper.

AUTHORIZATION TO CHARGE ADDITIONAL FEES

VI. The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the pendency of this application to Account No. 100637.

37 C.F.R. 1.16(a), (f) or (g) (filing fees)

37 C.F.R. 1.16(b), (c) and (d) (presentation of extra claims)

37 C.F.R. 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

37 C.F.R. 1.17(a)(1)-(5) (extension fees pursuant to § 1.136(a))

37 C.F.R. 1.17 (application processing fees)


SIGNATURE OF PRACTITIONER

Reg. No. 31,029
Tel. No.: (330) 721-0000

Ralph E. Jocke
231 South Broadway

Medina, OH 44256 U.S.



Practitioner's Docket No. DSC-001

PATENT

COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,
CONTINUATION, OR C-I-P)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is for an original application.

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am an original, first and joint inventor of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

COMPUTER SYSTEM SECURITY SERVICE

SPECIFICATION IDENTIFICATION

The specification was filed on April 19, 2000, as Serial No. 09/552,345.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):			Priority Claimed
_____	_____	_____	() () yes no
(number)	(country)	(date filed)	
_____	_____	_____	() () yes no
(number)	(country)	(date filed)	
_____	_____	_____	() () yes no
(number)	(country)	(date filed)	

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined by Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____	_____	_____
(Appln. Serial No.)	(Filing Date)	(Status: patented, pending, abandoned)

POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

David R. Percio
Ralph E. Jocke

Registration Number 30,096
Registration Number 31,029

I hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO

Ralph E. Jocke
Walker & Jocke, L.P.A.
231 South Broadway
Medina, OH 44256

DIRECT TELEPHONE CALLS TO:

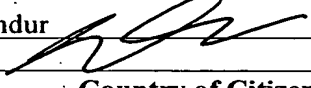
Ralph E. Jocke
(330) 721-0000

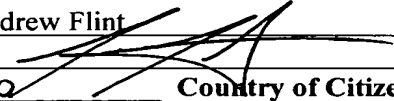
Customer Number IDON301265


DECLARATION

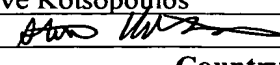
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

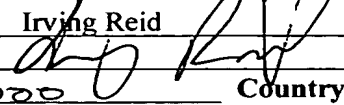
SIGNATURE(S)

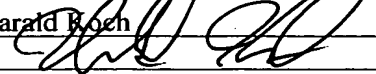
Inventor Name Eugene Amdur
Inventor's signature 
Date May 10, 2000 Country of Citizenship Canadian
Residence Toronto, Ontario Canada
Post Office Address 135 George Street South, #704, Toronto, Ontario, Canada M4A 4E8

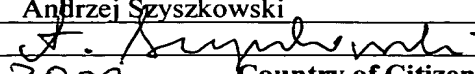
Inventor Name Andrew Flint
Inventor's signature 
Date May 10, 2000 Country of Citizenship Canadian
Residence Oakville, Ontario, Canada
Post Office Address 29 Bridgewater Road, Oakville, Ontario, Canada L6H 6G8

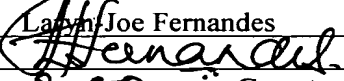
Inventor Name Steven Lamb
Inventor's signature 
Date May 11, 2000 Country of Citizenship Canadian
Residence Toronto, Ontario, Canada
Post Office Address 15 Ballacaine Drive, Toronto, Ontario, Canada M8Y 4A7

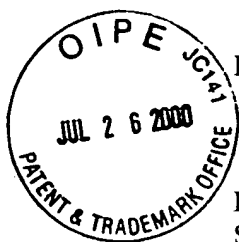
Inventor Name Steve Kotsopoulos
Inventor's signature 
Date May 10, 2000 Country of Citizenship Canadian
Residence Toronto, Ontario, Canada
Post Office Address 84 Woodington Avenue, Toronto, Ontario, Canada M4C 3J8

Inventor Name Irving Reid
Inventor's signature 
Date MAY 10, 2000 Country of Citizenship Canadian
Residence Toronto, Ontario, Canada
Post Office Address 152 St. Patrick Street, #610, Toronto, Ontario, Canada M5T 3J9

Inventor Name C. Harald Koch
Inventor's signature 
Date MAY 10, 2000 Country of Citizenship Canadian
Residence Scarborough, Ontario, Canada
Post Office Address 53 Treverton Drive, Scarborough, Ontario, Canada M1K 3S5

Inventor Name Andrzej Szyszkowski
Inventor's signature 
Date MAY 10, 2000 Country of Citizenship Canadian
Residence Scarborough, Ontario, Canada
Post Office Address 78 Long Island Crescent, Scarborough, Ontario, Canada M1C 5E4

Inventor Name Layn Joe Fernandes
Inventor's signature 
Date MAY 10, 2000 Country of Citizenship Canadian
Residence Ajax, Ontario, Canada
Post Office Address 44 Harkins Drive, Ajax, Ontario, Canada L1T 3V1



Practitioner's Docket No. DSC-001

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee: Eugene Amdur, et al.
Serial No.: 09/552,345
Filed on: April 19, 2000
Title: COMPUTER SYSTEM SECURITY SERVICE

3

**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(b))--SMALL BUSINESS CONCERN**

I hereby state that I am an official of the small business concern empowered to act on behalf of the concern identified below:

NEVEX SOFTWARE TECHNOLOGIES INC.
36 Toronto Street, Suite 1120
Toronto, Ontario, Canada M5C 2C5

I hereby state that the above identified small business concern qualifies as a small business concern, as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office under Sections 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to, and remain with, the small business concern identified above, with regard to the invention described in the application identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c), if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each such person, concern or organization having any rights in the invention is listed below:

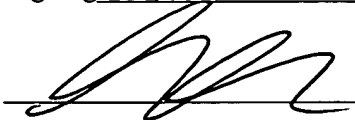
No such person, concern, or organization exists.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 CFR 1.28(b))

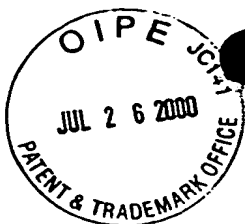
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed..

Name of Person Signing Eugene Amdur
Title of Person Signing VP Research & Development
Address of Person Signing 135 George St. S. #704
City of Person Signing Toronto Ontario Canada

SIGNATURE



Date May 10, 2000



Practitioner's Docket No. DSC-001

PATENT

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Eugene Amdur et al.

Serial No.: 09/552,345

Filed on: April 19, 2000

Title: COMPUTER SYSTEM SECURITY SERVICE

**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(b)—INDEPENDENT INVENTOR**

As a below named inventor, I hereby state that I qualify as an independent inventor, as defined in 37 CFR 1.9(c), for purposes of paying reduced fees to the United States Patent and Trademark Office under Sections 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office, with regard to the invention described in the application identified above.

I have not assigned, granted, conveyed or licensed, and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c), if that person had made the invention, or to any concern that would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ no such person, concern or organization
☒ persons, concerns or organizations listed below

FULL NAME NEVEX SOFTWARE TECHNOLOGIES INC.

ADDRESS 36 Toronto Street, Suite 1120, Toronto, Ontario, Canada M5C 2C5

- ☐ INDIVIDUAL
☒ SMALL BUSINESS CONCERN
☐ NONPROFIT ORGANIZATION

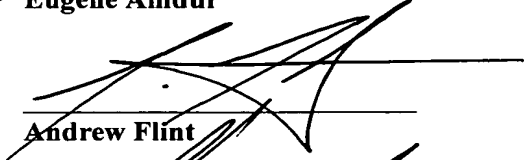
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were

made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.


Eugene Amdur

Date May 10, 2000


Andrew Flint

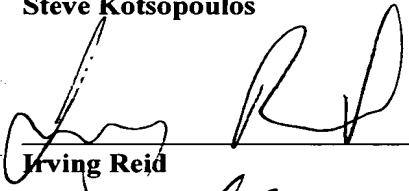
Date May 10, 2000


Steven Lamb

Date MAY 11, 2000


Steve Kotsopoulos

Date May 10, 2000


Irving Reid

Date MAY 10, 2000


C. Harald Koch

Date MAY 10, 2000


Andrzej Szyszkowski

Date MAY 10, 2000


Laryn-Joe Fernandes

Date MAY 10, 2000.